

United States Court of Appeals For the First Circuit

Nos. 19-1661
19-1729

AQUINNAH/GAY HEAD COMMUNITY ASSOCIATION, INC.; TOWN OF AQUINNAH,
Plaintiffs - Appellees/Cross - Appellants,

COMMONWEALTH OF MASSACHUSETTS,
Plaintiff - Appellee,

v.

THE WAMPANOAG TRIBE OF GAY HEAD (AQUINNAH); THE WAMPANOAG TRIBAL
COUNCIL OF GAY HEAD, INC.; THE AQUINNAH WAMPANOAG GAMING
CORPORATION,

Defendants - Appellants/Cross - Appellees,

CHARLIE BAKER, in his official capacity as Governor of the Commonwealth of
Massachusetts; MAURA HEALEY, in her capacity as Attorney General of the Commonwealth
of Massachusetts; CATHY JUDD-STEIN, in her capacity as Chair of the Massachusetts Gaming
Commission,

Third Party Defendants.

ORDER OF COURT

Entered: July 26, 2019
Pursuant to 1st Cir. R. 27(d)

The parties have filed cross-appeals in No. 1:13-cv-13286-FDS (D. Mass.). Pursuant to Fed. R. App. P. 28.1, it is hereby ordered that defendants The Wampanoag Tribe of Gay Head (Aquinnah), The Wampanoag Tribal Council of Gay Head, Inc. and The Aquinnah Wampanoag Gaming Corporation be deemed the appellants/cross-appellees (“appellants”) and that plaintiffs Aquinnah/Gay Head Community Association, Inc. and Town of Aquinnah be deemed the appellees/cross-appellants (“appellees”). Plaintiff Commonwealth of Massachusetts is deemed a

plaintiff-appellee only. The parties are directed to use the above caption on all future filings related to these cases.

A briefing schedule will be set once the record on appeal, including all necessary transcripts, is complete. The attached information sheet sets forth the filing requirements for briefs filed pursuant to Fed. R. App. P. 28.1.

By the Court:

Maria R. Hamilton

cc:

Juliana deHaan Rice
Carrie M. Benedon
Elizabeth A. Kaplan
Felicia H. Ellsworth
Claire Specht
Douglas J. Kline
William M. Jay
Michael A. Goldsmith
Ronald H. Rappaport
Joshua James Bone
Bruce A. Singal
Lael Ruth Echo-Hawk
Scott David Crowell
Elizabeth J. McEvoy

CROSS APPEALS INFORMATION SHEET

Fed. R. App. P. 28.1

Effective with Amendments through December 1, 2018

BRIEF	BRIEF COVER Fed. R. App. P. 28.1	LENGTH LIMIT Fed. R. App. P. 28.1(e)	DUE DATE Fed. R. App. P. 28.1(f)
<u>First Brief</u> Appellants/Cross-Appellees' PRINCIPAL BRIEF	Blue	30 PAGES <i>or</i> 13,000 WORDS/ 1,300 LINES (monospaced text only)	40 days after record is complete or date set by Clerk's Office
<u>Second Briefs</u> Appellees/Cross-Appellants' PRINCIPAL/RESPONSE BRIEF and Appellee's RESPONSE BRIEF	Red	35 PAGES <i>or</i> 15,300 WORDS/ 1,500 LINES (monospaced text only) 30 PAGES <i>or</i> 13,000 WORDS/ 1,300 LINES (monospaced text only)	30 days later
<u>Third Brief</u> Appellants/Cross-Appellees' RESPONSE/REPLY BRIEF	Yellow	30 PAGES <i>or</i> 13,000 WORDS/ 1,300 LINES (monospaced text only)	30 days later
<u>Fourth Brief</u> Appellees/Cross-Appellants' REPLY BRIEF	Grey	15 PAGES <i>Or</i> 6,500 WORDS/ 650 LINES (monospaced text only)	21 days later